

AO 440 (Rev. 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT  
for the

Patricia J. Davis and Patricia A. Duncan

*Plaintiff*

v.

J. Joe Ricketts, Hugo Enterprises, LLC, Opportunity  
Education Foundation, and ADP TotalSource, Inc.

*Defendant*

Civil Action No. 8:11-cv-00221

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* J. Joe Ricketts  
412 N. Elmwood Road  
Omaha, NE 68132

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Michael J. Merrick  
Merrick Law Firm LLC  
3801 Harney St., Ste. 100  
Omaha, NE 68131  
Tel. (402) 933-4256  
merrick@merricklawfirm.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 6/21/2011

CLERK OF COURT



*Signature of Clerk or Deputy Clerk*

AO 440 (Rev. 12/09) Summons in a Civil Action (Page 2)

Civil Action No. 8:11-cv-00221

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* \_\_\_\_\_  
 was received by me on *(date)* \_\_\_\_\_.

☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_  
 on *(date)* \_\_\_\_\_; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_  
 \_\_\_\_\_, a person of suitable age and discretion who resides there,  
 on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* \_\_\_\_\_, who is  
 designated by law to accept service of process on behalf of *(name of organization)* \_\_\_\_\_  
 on *(date)* \_\_\_\_\_; or

☐ I returned the summons unexecuted because \_\_\_\_\_; or

☐ Other *(specify)*: \_\_\_\_\_.

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: \_\_\_\_\_

\_\_\_\_\_  
*Server's signature*

\_\_\_\_\_  
*Printed name and title*

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc:



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*Defendant*

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## SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* Opportunity Education Foundation  
c/o CT Corporation System, Registered Agent  
1024 K Street  
Lincoln, NE 68508

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Michael J. Merrick  
Merrick Law Firm LLC  
3801 Harney St., Ste. 100  
Omaha, NE 68131  
Tel. (402) 933-4256  
merrick@merricklawfirm.com

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*Defendant*

Civil Action No. 8:11-cv-00221

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* Hugo Enterprises, LLC  
c/o CT Corporation System, Registered Agent  
1024 K Street  
Lincoln, NE 68508

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Michael J. Merrick  
Merrick Law Firm LLC  
3801 Harney St., Ste. 100  
Omaha, NE 68131  
Tel. (402) 933-4256  
merrick@merricklawfirm.com

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*Defendant*

Civil Action No. 8:11-cv-00221

## SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* ADP TotalSource, Inc.  
c/o National Registered Agents, Inc.  
6003 Old Cheney Road, 3rd Floor  
Lincoln, NE 68516

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Michael J. Merrick  
Merrick Law Firm LLC  
3801 Harney St., Ste. 100  
Omaha, NE 68131  
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